

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE**

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02767-JPM-tmp
)	
AMAZON DIGITAL SERVICES, INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02769-JPM-tmp
)	
FACEBOOK, INC.)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02772-JPM-dkv
)	
LINKEDIN CORP.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02781-JPM-cgc
)	
GROUPON, INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02782-JPM-cgc
)	
PANDORA MEDIA, INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02783-JPM-cgc
)	
TWITTER, INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02823-JPM-tmp
)	
BARNES & NOBLE, INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02824-JPM-tmp
)	
SAMSUNG TELECOMMUNICATIONS)	
AMERICA, LLC,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02825-JPM-tmp
)	
SAMSUNG ELECTRONICS AMERICA,)	
INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02826-JPM-tmp
)	
SONY COMPUTER ENTERTAINMENT)	
AMERICA LLC,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02827-JPM-tmp
)	
SONY MOBILE)	
COMMUNICATIONS (USA) INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02828-JPM-tmp
)	
SONY ELECTRONICS INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02829-JPM-tmp
)	
MICROSOFT CORP.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02830-JPM-tmp
)	
GOOGLE INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02831-JPM-tmp
)	
APPLE INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02833-JPM-tmp
)	
PEOPLE MEDIA, INC.,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02834-JPM-tmp
)	
MATCH.COM, LLC,)	
)	
Defendant.)	

B.E. TECHNOLOGY, LLC,)	
)	
Plaintiff,)	
)	
v.	)	No.: 2:12-cv-02866-JPM-tmp
)	
MOTOROLA MOBILITY HOLDINGS,)	
LLC,)	
Defendant.)	

ORDER ADOPTING JOINT PROPOSED SCHEDULE

On July 26, 2013, the Court held an Initial Case Management Conference in the above-captioned cases. Present for Plaintiff B.E. Technology, LLC was Craig R. Kaufman, Daniel J. Weinberg, Richard M. Carter, and Adam Simpson. Present for Defendant Facebook, Inc., was Orion Armon, Heather Hubbard, and Heidi Keefe. Present for Defendant Pandora Media, Inc., was Matthew Becker, Glen Reid, Jr., and Mark Vorder-Bruegge, Jr. Present for Barnes & Noble, Inc., was James Blackburn, Glen Reid, Jr., and Mark Vorder-Bruegge, Jr. Present for Defendant Groupon, Inc., was Annie T. Christoff, Jeanne M. Gills, John S. Golwen, and Aaron J. Weinzierl. Present for Defendant Microsoft Corporation was Ruffin Cordell, Leeron Kalay, and Brad Trammell. Present for Defendant Apple, Inc., was Celine J. Crowson, Clayton James, Glen Reid, Jr., and Mark Vorder-Bruegge, Jr. Present for Defendants Google, Inc.; and Motorola Mobility Holdings, Inc., was Ann Marie Duffy, Brian A. Rosenthal, Glen Reid, Jr., and Mark Vorder-Bruegge, Jr. Present for Defendants Sony Computer Entertainment America, LLC; Sony Mobile Communications (USA), Inc.; and Sony Electronics, Inc., was John Flock, Glen Reid, Jr., Michael Sander, and Mark Vorder-Bruegge, Jr. Present for Defendant People Media, Inc., and Match.com, LLC, was Sanjay K. Murthy and Jon Rose. Present for Amazon Digital Systems, Inc., LinkedIn Corporation, and Twitter, Inc., was David Hadden, Glen Reid, Jr., and Mark Vorder-Bruegge, Jr. Present for Defendants Samsung Telecommunications America, Inc., and Samsung Electronics America, Inc., was Jonathan E. Nelson, Richard C. Pettus, Shepherd D. Tate.

Pursuant to the Court's Order setting the Initial Case Management Conference (see, e.g., B.E. Technology, LLC v. Amazon Digital Servs., Inc., 2:12-cv-2767-JPM-tmp, ECF No. 54), the parties jointly submitted a proposed schedule amending the Local Patent Rules and setting uniform deadlines in each of the cases. The Court hereby ADOPTS the Joint Proposed Schedule as follows:

Event	Joint Proposed Schedule
Initial Rule 26 Disclosures Not Pre-Empted by LPR's	August 15, 2013
Patent Scheduling Conference Notices	Already filed
Initial Infringement Contentions & Production	Already served
Initial Non-Infringement Contentions & Production	August 19, 2013
Initial Invalidity and Unenforceability Contentions	September 17, 2013
Deadline to Amend Pleadings Without a Showing of Good Cause (Fed. R. Civ. P. 15)	September 23, 2013
Prelim. ID of terms for construction	September 23, 2013
Validity and Enforceability Contentions	October 29, 2013
Final ID of terms for construction	November 5, 2013
Exchange of Prelim. Constructions and Supporting material	November 26, 2013
Initial Expert Reports re Claim Construction (if any)	December 10, 2013
Rebuttal Expert Reports re Claim Construction (if any)	December 23, 2013
Completion of Claim Construction Discovery	January 7, 2014

Event	Joint Proposed Schedule
Exchange of Final Claim Constructions	January 21, 2014
Opening Claim Construction Briefs	February 18, 2014
Responsive Claim Construction Briefs	March 27, 2014
Joint Claim Construction & Prehearing Statement	April 3, 2014
Claim Construction Hearing	April 28, 2014
Production of Written Advice of Counsel (if relied upon)	14 Days after the filing of the Court's Claim Construction Ruling ("CCCR")
Final Infringement Contentions	35 days after filing of the CCCR
Final non-infringement contentions, Invalidity Contentions, unenforceability contentions	70 days after filing of the CCCR
Final Validity and Enforceability Contentions	95 days after the filing of the CCCR
Close of Fact Discovery	120 Days after the filing of the CCCR
Status Conference	120 Days after the filing of the CCCR
Initial Expert Witness Disclosures	150 Days after the filing of the CCCR
Rebuttal Expert Witness Disclosures	30 Days after Initial Expert Witness Disclosures
Completion of Depositions of Experts (Close of Expert Discovery)	60 days after rebuttal expert witness disclosures

Absent a showing of good cause, the aforementioned dates will not be modified or extended.

Having adopted the parties' Joint Proposed Schedule, the Court finds as MOOT the following pending Motions:

B.E. Technology, LLC v. Facebook, Inc., 12-cv-2769-JPM-tmp, ECF No. 59;

B.E. Technology, LLC v. Groupon, Inc., 12-cv-2781-JPM-cgc, ECF No. 41;

B.E. Technology, LLC v. Pandora Media, Inc., 12-cv-2782-JPM-cgc, ECF No. 40

B.E. Technology, LLC v. Barnes & Noble, Inc., 12-cv-2823-JPM-tmp, ECF No.49

B.E. Technology, LLC v. Sony Computer Entertainment America, LLC, 12-cv-2826-JPM-tmp, ECF No. 41;

B.E. Technology, LLC v. Sony Mobile Communications (USA), Inc., 12-cv-2827-JPM-tmp, ECF No. 45;

B.E. Technology, LLC v. Sony Electronics, Inc., 12-cv-2828-JPM-tmp, ECF No. 40;

B.E. Technology, LLC v. Microsoft Corporation, 12-cv-2829-JPM-tmp, ECF No. 54;

B.E. Technology, LLC v. Google Inc., 12-cv-2830-JPM-tmp, ECF No. 47;

B.E. Technology, LLC v. Apple Inc., 12-cv-2831-JPM-tmp, ECF No. 46;

B.E. Technology, LLC v. People Media, Inc., 12-cv-2833-JPM-tmp, ECF No. 49;

B.E. Technology, LLC v. Match.com, LLC, 12-cv-2834-JPM-tmp, ECF No. 46; and

B.E. Technology, LLC v. Motorola Mobility Holdings, LLC, 12-cv-2866, ECF No. 47.

IT IS SO ORDERED, this 30th day of July, 2013.

/s/ Jon P. McCalla
CHIEF JUDGE, U.S. DISTRICT COURT